EXHIBIT A4

Dockets.Justia.com

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f: (954) 935.1296

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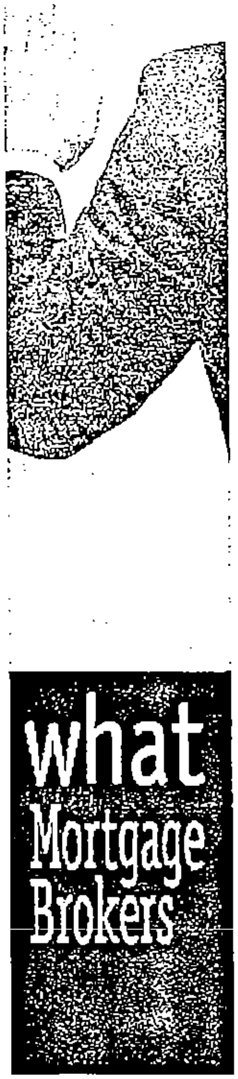

Rip-off Report Corporate Advocacy Business Remediation & Customer

E-mail to a Friend
Printer Friendly Version

Submitted: 5/23/2003 12:0
Modified: 5/23/2003 12:0

Category:
Con Artists

Energy Automation Systems ripoff, knowingly deceptive under Tennesse law, scam, fail to coı with FTC disclosure ripoff Hendersonville Tennessee

Energy Automation Systems, Inc.

Address:
145 Anderson Lane
Hendersonville

Phone Number:

Fax:

I wrote the first ripoff report about Energy Automation Systems, Inc. 5 ' ago today. Since that time a large amount of activity has taken place in forum, but one significant event has not taken place. WHAT IS MISSIN(

I posted my real name and my real location. EASI knows who I am as d probably 100 or more other dealers. Others have also posted with their identity. Some have not. Some have allegedly posted imitating other id We have also seen rebuttals. One from a relatively new dealer still tryin make the EASI business work. One from a former dealer (who now sell

Satisfaction Program: ED Magedson, Founder Rip-off Report explains how this program works to benefit consumers & businesses

CLICK HERE

Hammocks on Sale!

Hammocks
Free Shipping
On Sale!

Artist Pino Daeni

WANTED
DEAD BEAT
DADS &
MOMS
PUT YOUR DEADBEAT SPOUSE ON TV!!!
So maybe you can finally COLLECT $$$
WANTED
Moms or dads who are owed more than six months child support by a deadbeat spouse...
After you filed your Rip-off Report *email us at*
EDitor@ripoffreport.com
Rip-off Report will forward your filed Report to Producers.

own business opportunity) pretending to rebut his own prior posting. H verbally confirmed this to me and at least one other dealer. Two rebutt actual employees upset about an apparent anonymous posting that inc their names.

WHAT IS MISSING? EASI management has known of this forum for at l weeks and has offered no public comment (only private threats). I can understand a lack of interest in those postings that were personal. But were not. While there are a number of fraudulent aspects regarding thi "business opportunity", I would settle for responses to the 2 main one registered here and in other forums.

How do you justify a claim of 80,000 project installations? You use this advertising to lure new business opportunity purchasers. This would n that at least 4,500 new projects are installed each and every year for th years. Given that you cite a small installations as being $20,000, that w mean that your "product" sales alone should exceed $30-$35 million pe and realistically be much more since you also cite large prospects exc several hundred thousand dollars each. Also, the insurance premiums under your "guarantee" should exceed $2.5 million.

What are your sources of revenue? How much do you make each year selling dealerships? How much from selling marketing materials and o support services to your dealers? How much from actual products sol Through the efforts of another dealer, we know that you sell from 150-2 dealerships per year. This would mean that dealership revenues alone million. If you are who you say you are, then that would be a small port your overall revenues instead of the overwhelming majority as more th atleast 100 dealers contacted now believe.

If you can answer these questions honestly and with information that v dispel the above suspicions, then why don't you defend your employee your organization? Your employees names will be listed as defendants witnesses in the inevitable civil and, potentially, criminal litigation. A n of people external to your organization may also find themselves being defendants or witnesses. Anyone that received compensation to allow perpetuate this con should ultimately be included.

NO - EASI did not "wrench money from dead hands", but they lied and significantly to have people believe they are something that they are n Anyone that participated in the deception will ultimately be held accou know Joe Merlo is a millionaire, but are the rest of you getting paid enc your complicity? You DO know who I am. Feel free to e-mail me private have information that would further the cause of those defrauded.

Jeff
Lake Charles, Louisiana
U.S.A.

Company Search

Beach toys
Beach toys for less!

If you would like to see more Rip-off Reports™ on Energy Automation Systems, Inc., please use the search box below

Energy Automation Systems, Inc. | Search

In order to assure the best results in your search:

- *Keep the name short & simple, and try different variations of the name.*
- *Do not include ".com", "S", "Inc.", "Corp", or "LLC" at the end of the Company nam*
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Add pictures to your Rip-off Report

Click here to go to our ***advanced search*** page.

REBUTTAL BOX

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HOW DO I RESPOND?

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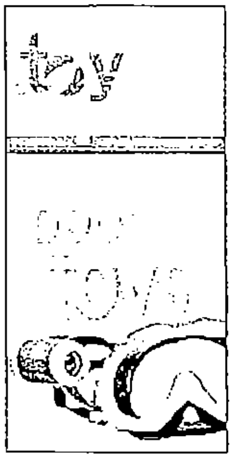

Prescription Drug Card Rip-Off?
Are you a member of a prescription drug plan or do you have a prescription drug card through any organization, such as

- SaveRx
- MatureRx
- CoventryAdvantraRx
- Humana
- Unicare
- HealthNet
- SierraRx
- United Healthcare
- VeteransAdvantage

If so, you may have unknowingly been injured financially and therefore be entitled to reimbursement of your losses.

To see if you were injured and whether you are eligible to be a member of a class action to recover your losses please contact classaction@earthlaw.com

www.ZoomTalent.com
Articles, news, and
casting calls for models,
agents, and casting directors.
Learn how to improve your
modeling portfolio and avoid
scams in the modeling industry

This business is CERTIFIED SAFE. Verified by Rip-off Report

Incredible Discoveries
Infomercials

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Magedson - Founder
Rip-off Report.com

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Make sure they make the Rip-of

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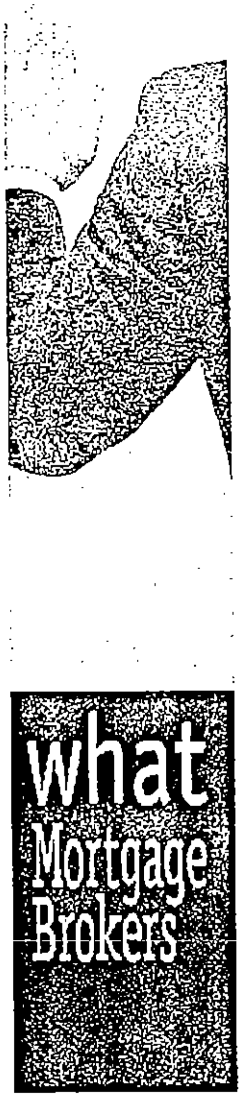

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Printer Friendly Version

Submitted: **5/3/2003 9:1**
Modified: **5/3/2003 9:1**

Category:
Electronic Manufacturers

Energy Automation Systems ripoff deceptive company slim chance of anyone making mone) besides EASI. ripped off and scammed Hendersonville Tennessee

Energy Automation Systems

Address:
1450Anderson Lane
Hendersonville Tennessee 37075
U.S.A.
Phone Number:
615-822-7250
Fax:

Energy Automation Systems told us up front that we could treat any bı and gain 30-40 % savings until I paid my money and then the story staı changing, then they said that it is more like 5 to 15% some times up to They also lead you to believe that you can make money on small jobs : $1000.00 a month elec bill, but as time has gone on the story went to $: then $3000.00 and know I have heard $ 5000.00.

Rip-off Report Corporate Advocacy Business Remediation & Customer

Once you are in they change there story to fit there needs. I have conta a company that a dealer put easi products in around 10 years ago, and

Satisfaction Program; ED Magedson, Founder Rip-off Report explains how this program works to benefit consumers & businesses

CLICK HERE

out. I would be glad to provide that referral, as it has cost them thousa dollars to fix the problem that these products have caused, that is besi fire that it caused. The company would have loved to get there hands o and there money back.

I have contact with many other dealers, and beleive me there is a slim c of anyone making money besides EASI.

Mike
Prineville, Oregon
U.S.A.

Hammocks on Sale!

Hammocks
Free Shipping
On Sale!

Artist Pino Daeni

WANTED
DEAD BEAT DADS & MOMS
PUT YOUR DEADBEAT SPOUSE ON TV!!!
So maybe you can finally COLLECT $$$
WANTED
Moms or dads who are owed more than six months child support by a deadbeat spouse...
After you filed your Rip-off Report *email us at*
EDitor@ripoffreport.com
Rip-off Report will forward your filed Report to Producers.

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Energy Automation Systems | Search

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Beach toys for less!

Add pictures to your Rip-off Report

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Rip-Off Report.com Do-it-yourself guide

Over

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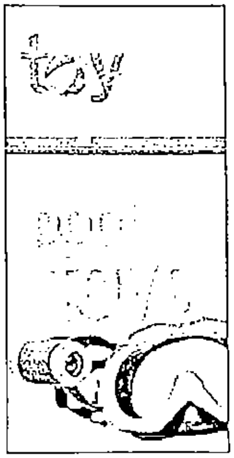

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- SaveRx
- MatureRx
- CoventryAdvantraRx
- Humana
- Unicare
- HealthNet
- SierraRx
- United Healthcare
- VeteransAdvantage

If so, you may have unknowingly been injured financially and therefore be entitled to reimbursement of your losses.

To see if you were injured and whether you are eligible to be a member of a class action to recover your losses please contact classaction@earthlaw.com

www.ZoomTalent.com
Articles, news, and
casting calls for models,
agents, and casting directors.
Learn how to improve your
modeling portfolio and avoid
scams in the modeling industry

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by consumers, for consumers
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Make sure they make the Rip-of
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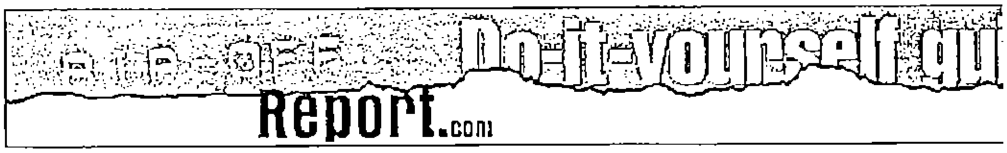

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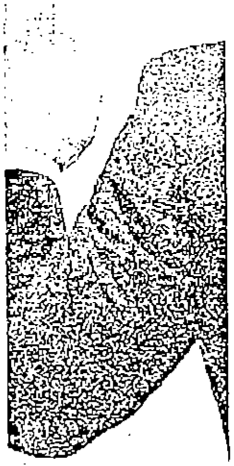


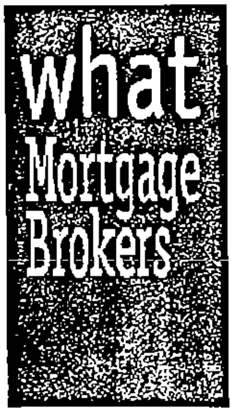
Category: **Corrupt Companies**

Submitted: **4/24/2003 6:5**
Modified: **4/24/2003 6:5**

Energy Automation Systems Inc Joe Merlo is a consumer fraud ripoff artist con man Henderso Tennessee

Energy Automation
Address:
145 Anderson Lane
Hendersonville Tennessee 37075
U.S.A.
Phone Number:
615-822-7250

STAY AWAY...Joe Merlo and Tye Swift are both the biggest cheats and TYE is NOT a real dealer for the company he only recruits and JOE is l and a conman..it is ALL true folks..PLEASE listen to this and the other
John San Antonio, Texas
U.S.A.



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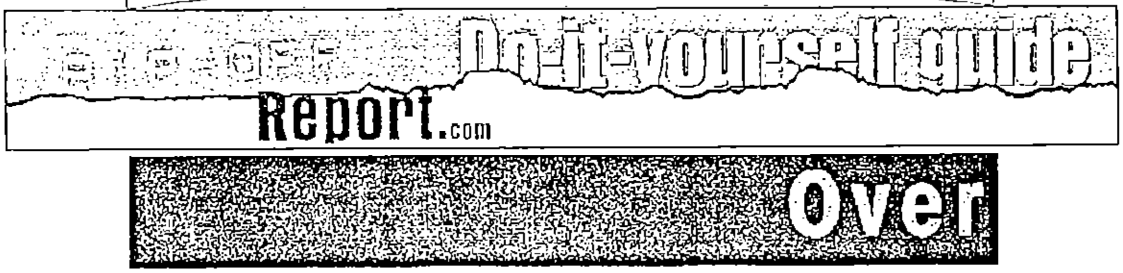

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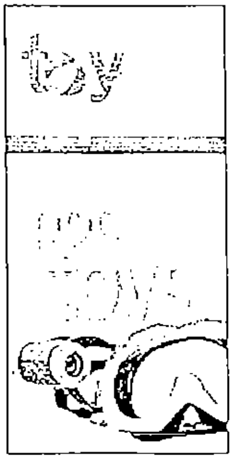

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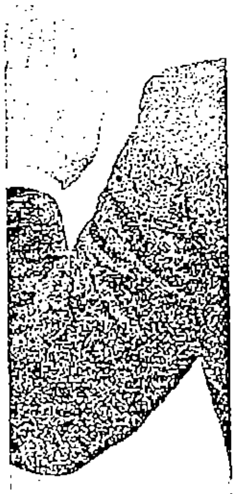
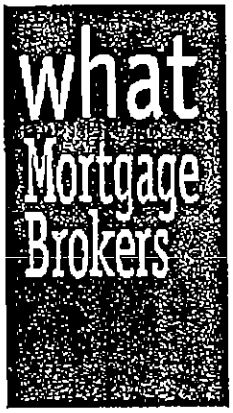


Category: Corrupt Companies

Submitted: 4/24/2003 6:5
Modified: 4/24/2003 6:5

Energy Automation Systems Inc Joe Merlo is a consumer fraud ripoff artist con man Henderso Tennessee

Energy Automation
Address:
145 Anderson Lane
Hendersonville Tennessee 37075
U.S.A.
Phone Number:
615-822-7250



STAY AWAY...Joe Merlo and Tye Swift are both the biggest cheats and TYE is NOT a real dealer for the company he only recruits and JOE is l and a conman..it is ALL true folks..PLEASE listen to this and the other
John San Antonio, Texas
U.S.A.

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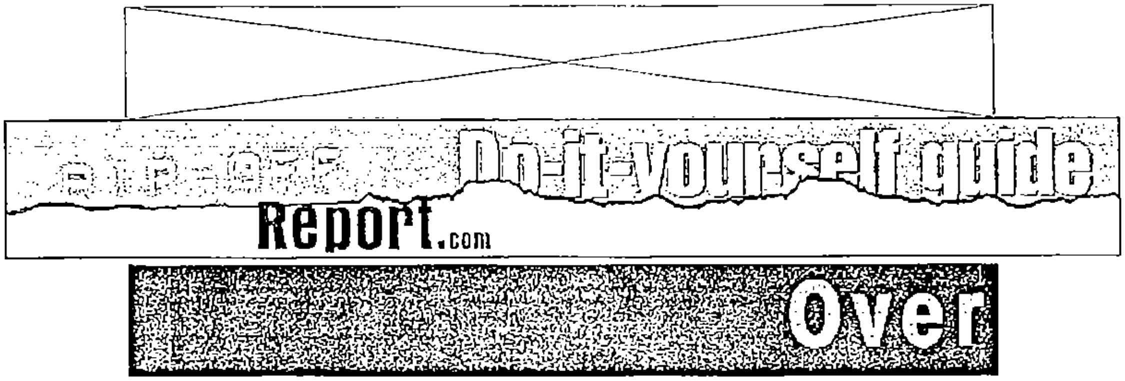

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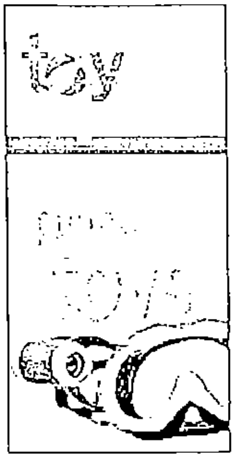

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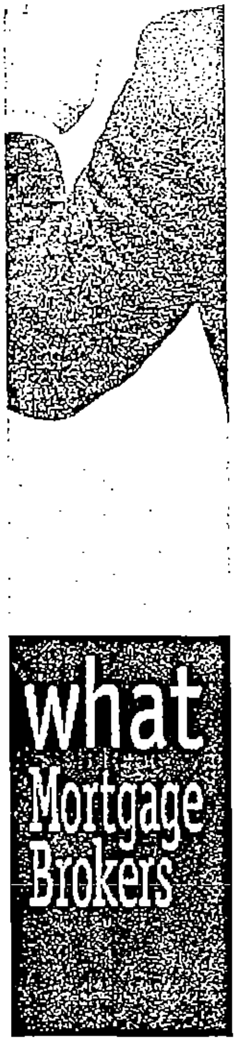

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Energy Automation Systems Inc absolute rip-of SCAM con artist fakes Hendersonville Tenness

Energy Automation

Address:
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U.S.A.
Phone Number:
615-822-7250
Fax:

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U.S.A.**

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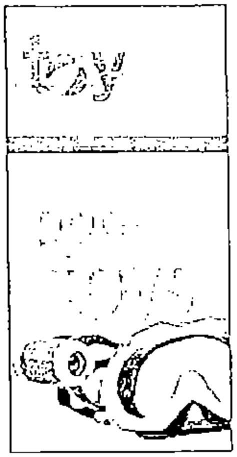

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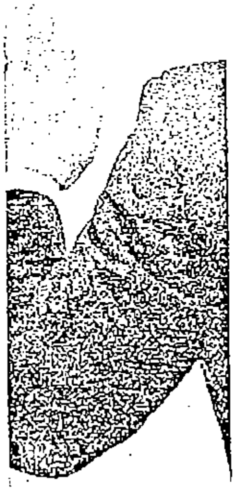

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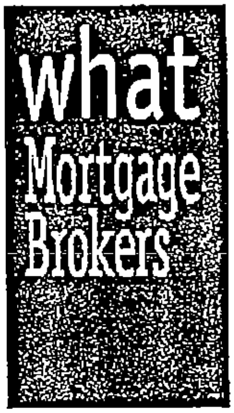

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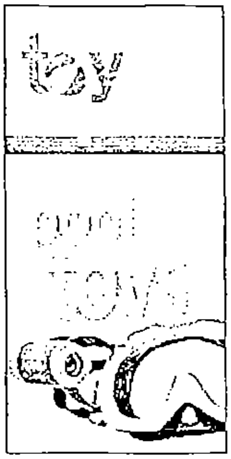

Prescription Drug Card Rip-Off?

Are you a member of a prescription drug plan or do you have a prescription drug card through any organization, such as

- SaveRx
- MatureRx
- CoventryAdvantraRx
- Humana
- Unicare
- HealthNet
- SierraRx
- United Healthcare
- VeteransAdvantage

If so, you may have unknowingly been injured financially and therefore be entitled to reimbursement of your losses.

To see if you were injured and whether you are eligible to be a member of a class action to recover your losses please contact classaction@earthlaw.com

www.ZoomTalent.com
Articles, news, and casting calls for models, agents, and casting directors. Learn how to improve your modeling portfolio and avoid scams in the modeling industry

This business is CERTIFIED SAFE. Verified by Rip-off Report

Incredible Discoveries
Infomercials

is a multimedia production company that specializes in half hour infomercials dedicated to incredible products. Our direct response team is responsible for generating over 400 million dollars in direct response television sales

Incredible Discoveries is a division of Immediate Capital Group, is a fully integrated production and marketing company that specializes in long-form infomercial development.
ICG co-funds media ventures involving half hour infomercials and offers funding opportunities for manufacturers to launch products via multi-media venues. ICG hosts a team of dynamic professionals with years of direct response ingenuity and expertise.
Our unique and fresh approach to infomercial programming has facilitated partnerships with some of the largest agencies and manufacturers in the world.

Incredible discoveries have state of the art, incredible infomercial Production and post production facilities.

Incredible Discoveries unique Infomercial funding model for incredible products finds and supports consumer based product sales.

Incredible Discoveries strategy for selling products into retail through incredible infomercial productions that help our strategic partnerships and distribution firms such as live shopping, Catalog, international and retail by having a as seen on TV branded product.

Incredible Discoveries full half-hour infomercials educate consumers on products by giving viewers enough time to understand the features and benefits of an incredible as seen on TV products.

Incredible Discoveries targets infomercial buyers that look for incredible products. Usually the female demographic watches infomercials and buys the products as seen on TV.

Incredible Discoveries has state of the art production studios and editing equipment used to produce programming that gets people to buy incredible as seen on television products.

Incredible Discoveries infomercial producers that have over 100 years combined infomercial production

experience in selling incredible products on TV.

Incredible Discoveries houses a creative staff of producers, directors, and writers collaborate with direct response products to determine the direction of each project.

Incredible Discoveries frequently asked questions include: Is an infomercial marketing campaign the right type of campaign for your product? What makes Incredible Discoveries unique? Does Incredible Discoveries have infomercial funding?

Incredible Discoveries is located at 3850 N. Powerline Road in Deerfield Beach Florida.

Incredible Discoveries want's you to tell us about your invention and why an Incredible Discoveries infomercial campaign may be suitable for selling your product.

Incredible Discoveries latest HSN appearance with the Magic Juice Filter sold out, the Shopping network informed Incredible Discoveries that they will showcase the as seen on TV product again in 2007.

Incredible Discoveries, through their strategic partnership with interglobal, secures overseas infomercial sales for Didi Car.

Incredible Discoveries becomes member of The Electronic Retailing Association that represents the leaders in the direct response space for DRTV, online, print and radio.

Incredible Discoveries a production company specializing in producing long form direct response infomercial campaigns, unveiled their brand new incredible kitchen set & soundstage.

Incredible Discoveries seeks talented producers', writers and production staff that want exciting challenges and opportunities in the infomercial Industry.

Incredible Discoveries looks for full time employees that can deliver incredible innovation, freshness and ingenuity to represent a dynamic experienced DRTV and infomercial funding company.

Incredible Discoveries identifies qualified infomercial professionals to join forces with existing the Infomercial team to complete projects for incredible as seen on TV products.

Infomercials

The objective of each production is to produce an infomercial intended to generate product sales, while at the same time increasing public awareness of the product. In addition, the program will concurrently act as a lead generation tool for follow-up sales, as well as creating brand awareness to help generate new retail opportunities.
Our telemarketing coordinators oversee the project's inbound marketing scripts and product training. On the back end there is an option for Incredible Discoveries to coordinate product fulfillment, credit card processing, strategic internet placement, retail distribution, and outbound telemarketing.

Incredible Discoveries, Inc
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Feel free to send us suggestions and comments to our editorial staff.

Technical questions can be addressed to our webmaster.

Best if viewed with Netscape 4, Internet Explorer 4, or AOL 4.0. Support for JavaScript is needed to submit and search for reports.

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Magedson - Founder
Rip-off Report.com

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Exhibit B

From: EASIJoe@aol.com [mailto:EASIJoe@aol.com]
Sent: Monday, May 22, 2006 10:48 AM
To: EDitor@ripoffreport.com
Subject: Attn: ED Magedson

Ed:

I need your help.

Your web site, Ripoffreport.com, contains numerous negative postings on me, my company, its employees and business associates, etc. going back to April, 2003. There are also some positive rebuttals posted by Dealers and employees defending the company. For the most part, the negative postings are lies and slander.

Energy Automation Systems (also known as EASI) has many successful Dealers, but we have been in litigation with a handful of disgruntled Dealers. So far, we have had three trials during which these disgruntled Dealers made similar allegations. These Dealers were represented by very competent counsel. We have won each trial. Obviously, three juries have not agreed.

During pre-trial discovery we learned that virtually all the negative postings on Ripoffreport were made by ONE man. He used numerous false names and locations, many times responding to his own postings under different names. He even used names and locations of actual Dealers and employees. Meanwhile, all the positive rebuttals were posted by real Dealers and employees using their real names and locations. He has admitted to this in a sworn, videotaped, deposition.

These libelous and slanderous postings have cost my company a literal fortune in lost business, which we can document.

I know you don't normally remove postings, nor do you check the veracity of the claims being made, or confirm the identity of the person making the postings. However, considering that we have this man's sworn testimony, ON VIDEOTAPE, would you make an exception and delete the entire thread on my company? It doesn't get any clearer than this. It would be the right thing to do. I will be pleased to have our lawyers provide you with a copy of the transcript of that portion of his testimony, or even a copy of the video.

Best regards,
Joseph C. Merlo
Chief Executive Officer

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Hendersonville, TN 37075
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Tel: (615) 822-7250 Fax: (615) 822-7252
Reply to: easijoe@aol.com